

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 9, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

The Commissioners met in Executive Session in Conference Room 1A at 1:00 p.m. President Holt called the public session to order at 1:56 p.m. and declared a quorum present of Commissioner Christine Altman, Commissioner Steven C. Dillinger and Commissioner Steven A. Holt. President Holt led the Pledge of Allegiance.

Approval of Minutes

Altman moved to approve the minutes of January 12, 2009. Holt seconded. Motion carried unanimously. Altman moved to approve the minutes of January 26, 2009. Holt seconded. Motion carried unanimously. Altman moved to approve the minutes of December 30, 2009. Dillinger seconded. Motion carried unanimously. Altman requested to table the minutes of February 9 and 23, 2009 until she gets a chance to review them.

Executive Session Memoranda

Dillinger moved to approve the Executive Session Memoranda of March 9, 2009. Altman seconded. Motion carried unanimously.

Highway Business [1:57:48]

Acceptance of Bonds/Letters of Credit – Highway Department

Neal requested acceptance of Bonds and Letters of Credit for the highway department. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

- HCHD 3B-09-0005 – Ohio Farmers Insurance Company Performance Bond #0027208 issued on behalf of The Airmarking Company, Inc. in the sum of \$10,000 for Category #8, Pavement Traffic markings to expire March 1, 2012.
- HCHD #B-09-0006 – Selective Insurance Company of America License Bond #B 1063498 issued on behalf of Ronald Kinsey in the sum of \$5,000 for a driveway cut to expire February 24, 2010.
- HCHD #B-08-0009 – Fidelity and Deposit Companies Continuation Certificate for Bond #LPM7590553 issued on behalf of Gradex, Inc. and Affiliate, in the sum of \$5,000 for a driveway cut to expire February 24, 2010.
- HCHD #B-04-0092 – Auto-Owners Insurance Continuation Certificate for Bond #037702 661864 16 issued on behalf of Telecom Placement Inc., in the sum of \$25,000 for a General Contractor Third Party to Expire October 6, 2009.
- HCHD #B-90-0023 – Travelers Casualty and Surety Company of America Rider to Bond #192506 issued on behalf of PSI Energy, Inc. in the sum of \$25,000 for annual permit bond to expire only when cancelled.

Agreements/Supplements

Bridge #611 Agreement

Neal requested approval of an agreement with Stephen J. Christian & Associates, PC, HCHD #E-09-0001, for design of the rehabilitation of Bridge #611, Cumberland Road over White River with a not to exceed amount of \$52,500. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

A&F Engineering Agreement

Neal requested approval of Supplemental Agreement No. 2, HCHD #E-05-0012, with A&F Engineering Co., LLC to update their hourly rates. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

Condemnation Request – Commerce Drive Project

Neal requested approval to proceed with condemnation of Parcels 14 and 26 owned by C&G Capital Investments, LLC, for the 96th Street and Commerce Drive project in Clay Township. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Request to Advertise – Dump Truck

Mr. Brad Davis requested permission to advertise for a tandem axle dump truck. The funds were appropriated in the 2009 budget. Altman so moved. Dillinger seconded. Motion carried unanimously.

Bid Award - Bituminous Mixes

Davis recommended the bid for Category 2, Bituminous Mixes be awarded to E & B Paving, Inc. Davis recommended the bid for Category 3, Liquid Asphalts be awarded to 3a plant pick-up to Asphalt Materials, Inc. and 3b job site delivery to Marathon Ashland petroleum. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Bid Award - Salt

Davis stated the request for salt bids is going out now with an opening April 13, 2009. Included in that bid are Cicero, Fishers, Westfield, and Carmel. Davis stated INDOT is working on a combined bid with all of the municipalities in the State. Their bid solicitation should be out in May, 2009.

Indianapolis MPO

Davis stated he attend the meeting of the Indianapolis MPO (Metropolitan Planning Organization) regarding the stimulus projects. They are still determining what projects are eligible and we are to send additional information to the MPO this week. The strategy of the MPO is to award projects as quickly as possible to get the money spent as quickly as possible. There is a joint meeting of the technical and policy committees on March 25, 2009 at 9:00 a.m. The location has not been determined. They are going to try to establish the criteria for selection based upon a list of eligible projects.

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96th Street and Olio Road

Altman informed the highway department staff that an IDEM Sewer permit has been issued for 96th Street and Olio Road.

Allisonville Road and 146th Street Public Hearing

Altman informed Davis that the public hearing for the project on Allisonville Road and 146th Street has been continued to April 14, 2009.

Cell Tower

Altman stated there is a cell tower at 11104 Towne Road and she wants to make sure there are no conflicts with county projects.

Grounds Maintenance [2:07:57]

Mr. Steve Wood requested approval of a proposal for the Buildings and Grounds Department to take over the mowing and mulching for all county facilities. The 2009 estimated costs are \$99,100 and the 2010 costs are estimated at \$71,600 with an estimated savings of \$37,500. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

Vehicle for Buildings and Grounds

Wood requested approval to purchase a 2009 Ford F-250 for the Buildings and Grounds Department. The funds have been appropriated in the 2009 budget. The cost is \$33,380. Dillinger moved to approve. Altman seconded. Motion carried unanimously. The truck this is replacing will be placed at the 4-H Fairgrounds.

ISSD Purchase Order [2:09:47]

Ms. BJ Casali requested approval of a purchase order for Commvault in the amount of \$15,125. If the purchase is made before March 31, 2009 there is a savings of 75 percent. This upgrade was planned in 2009 and the funds have been appropriated. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Gavel Software Contract Renewal

Casali requested approval of a contract renewal with CourtView Justice Solutions for the Gavel software. The contract dates are for May 1, 2009 to April 30, 2010. Odyssey has not been installed, we don't know how the data conversion will go, and if we don't renew the contract we can not use the software. Altman asked where are we with J-TAC? Casali stated we are planning to go live the first week of August. Altman moved to approve the CourtView contract. Dillinger seconded. Motion carried unanimously.

Blackberry for David Bice

Casali has reviewed the costs of a Blackberry for David Bice, EMA Director. The costs of a Blackberry will be \$94.75 per month, the cost of a Tether to his laptop would be \$114.75 per month. Casali stated if the Tether is installed Bice's phone will be disabled and he would not be able to make phone calls while out in the field. Altman stated he has a card slot in his laptop. He has asked for a Blackberry to check his e-mail but he already has a card for his laptop. This is where we should look at a policy. Casali stated a wireless card costs \$40.00 per month. Altman stated the requests are going to keep coming in and the Commissioners need to decide what the budget is. Casali stated Judge Campbell has requested the county pay for his phone data plan. This is similar to what is done for Judge Hughes and Judge Nation.

Altman stated she can justify both the wireless card and the Blackberry because he is so mobile. We will have to think about this on a case by case basis. Altman asked Casali to determine the costs of the variances that will be requested. Altman moved to approve David Bice's request with all future requests decided case by case. Dillinger seconded. Motion carried unanimously.

Microsoft Exchange

Casali informed the Commissioners that Microsoft Exchange will be installed in the ISS Department next week for testing with roll out expected the week of April 13, 2009 with one office at a time.

Certificates of Insurance [2:15:43]

Altman stated we continue to receive Certificates of Insurance that are not correct. Altman suggested that all Certificates of Insurance go to Fred Swift to be approved or rejected before the Commissioners see them.

Insurance Renewals [2:16:40]

Mr. John Elmer and Ms. Sheena Randall requested approval of insurance renewals for 2009-2010.

Stop Loss

The Insurance Committee has recommended approving the renewal with Niagara Re, Inc. with the same stop loss level and effective April 1, 2009. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

Administrative Services

Meritain proposed an increase with options of a one year, two year or three year contract. The Insurance Committee did not have a recommendation. There is a \$4,000 savings for a two year contract. Elmer recommended signing a one year contract to not be locked in to a multi-year contract that can not be cancelled due to poor service. Randall stated they have requested Meritain provide a detailed contract outlining what would happen if the county did not like their

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services and we wanted out. If we renew for one year it is a six percent increase, two years is a four percent increase the first year and a three percent the year after; a three year renewal will be a two percent increase for the next three years. Howard stated the contract has to be subject to funding. Altman stated she is concerned about the service, she would prefer keeping their feet to the fire for the next year to prove themselves. Dillinger moved to approve a one year contract. Altman seconded. Motion carried unanimously. Randall stated included in this renewal is an increase from Sagamore Health of \$2.75 per employee to \$3.45 per employee. Elmer stated this is a reasonable increase.

Health Risk Assessment

Randall stated there is an amendment to the Employee Benefit Plan that incorporates several of the new components that the Commissioners have discussed previously. All of these components will be part of the whole document once the changes are decided. The administrative services agreement incorporates the utilization case management and disease management that has been approved by the Commissioners. In addition they looked at a program Meritain offers for online health risk assessments and a 24/7 nurse line. The disease management will look at individuals that have specific chronic illnesses; the health risk assessments give that another edge. During last year's Health Fair only 42 individuals completed the health risk assessments. If we utilize Meritain's health risk assessment that information is integrated to their nursing staff that also has an entire database of the prescription drugs that our employees utilize and all of the medical providers they use. They incorporate this information and try to bring those individuals to a better understanding of what their disease is and what they can do for it. Riverview's charge was \$15.00 per employee; Meritain's fee is \$13.80 per employee, per year. In addition to the health risk assessment our employees will also have access to a 24/7 nurse services program which the employee can call at anytime and ask questions of a nurse. Altman asked if the \$13.00 per employee a fixed cost where every employee gets coverage whether they utilize it not? Randall stated yes, it is \$1.15 per employee, per month. Elmer stated this will help identify the county's future large claimants. Over 50 percent of the future large claimants are not high risk right now but they will become that. The Insurance Committee has discussed incentives to get employees to participate in the health risk assessment. Altman asked if we get billed the full amount if employees participate or not? Will this increase our costs \$13.00 per employee per year that we did not have before? Elmer stated yes. Randall stated in order for the disease management program to be effective they have to communicate with the employees. Sheriff Carter requires his employees to have a physical, take the blood work, etc. In our wellness piece the insurance committee would like to look at options and bring those options back to the Commissioners. Altman moved to approve for discussion. Dillinger seconded. Altman stated if we don't utilize this we have spent \$13.00 per employee per year that we have not been spending before. Randall stated part of the health risk assessment is the ability to call a nurse 24/7. One of the high dollar costs were people visiting the emergency room instead of calling a doctor. Altman asked if the nurse will dispense medical advice over the phone without seeing the employee? Randall stated they have boundaries but it would be something the employees don't have access to currently. Altman requested the nurse portion be deferred until some blind calls are made to see what kind of information we are getting from that nurse. Holt stated even if the whole service has limited merit the screening is a big deal for us and there is value in it. Elmer stated it would be spending \$10,000 a year to save a \$300,000 claimant. Randall stated she thinks we should require employees to fill out the health risk assessment. Dillinger stated if we don't put enough meat to either entice the employee or make it mandatory, then there is no point in doing it. Holt stated this is Step 1 and then the insurance committee could look at the incentivizing. Altman stated she would like to have a specific cost for the county for this service, Elmer estimated it would be \$10,626 annually. Altman stated if we buy this service we need value for it. Dillinger agreed, he would like to make it mandatory. Motion carried unanimously.

Employee Contribution

Elmer stated the insurance committee recommended a 12 percent increase to the employee's contribution level from \$27.00 single to \$30.00 single, \$49.00 dependents to \$55.00 dependents per employee per pay. Dillinger moved to support the recommendation. Altman seconded. Altman stated she would like to move to an incentive program for healthy lifestyle where we set premiums appropriately and discount for good behavior. Dillinger stated he does not disagree but it could make the program too cumbersome to administer. Motion carried unanimously.

Disability Rate

Randall stated currently employees are paying \$7.23 per pay period for the short term disability benefit; there will be an increase to \$9.19 per pay for 2009. This is a voluntary contribution. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Inmate Program

Randall recommended approving the Meritain Pre-Certification/Large Case Management Agreement for the Sheriff's Inmate Program. The agreement states claims will be paid on a as needed basis at \$125.00 per hour billed in 15 minute increments for inmates that have large case management for illness or injuries. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

2009 Renewal Costs

Randall stated they do not have everything completed for the 2009 Renewal Costs; it will be presented at the next meeting. Altman asked Randall to e-mail this information to the Commissioners.

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Employee Benefit Plan Revisions

Randall stated Meritain will incorporate the following revisions in the summary plan booklet and it will be presented in its final form, with a document for signature, at the next meeting.

The eighth paragraph under Section 1 “Introduction” is amended to read as follows:

IMPORTANT INFORMATION FOR ALL PARTICIPANTS: In an effort to control rising health care costs and provide better care, your Plan contains utilization review/care management procedures. You should read the Utilization Review/Care Management section of this summary carefully. Briefly, you must contact the Plan's Care Manager at 1-800-242-1199 before you obtain certain medical services, or benefits for those services will be reduced. See Section 6 of this Summary for details.

2. The “IMPORTANT NOTICE REGARDING THE PLAN” subsection of Section 1 is deleted in its entirety.
3. The “Continuation Coverage Rights under COBRA” subsection of Section 1 is deleted in its entirety.
4. A new Section 2 “HIPAA Opt-Out Provisions” is added to the Plan to read as described on Attachment A. All subsequent Sections shall be renumbered.
5. Section 2.02(DD) is amended to read as follows: *Dillinger moved to approve. Holt seconded. Dillinger and Holt approved. Altman abstained. Motion carries.*

Utilization Review/Care Management Applies to:

Inpatient Hospital	Penalty per failure to comply: \$100
Certain Outpatient Procedures	
Home Health Care	
Durable Medical Equipment (DME)*	

**Note: Certain canes, crutches, walkers and commodes do not require precertification*

(See Section 6.01(a)(4))

Skilled Nursing Facility, Extended Care Facility and Rehabilitation Facility stays

Hospice Care

Outpatient Chemotherapy Therapy and Radiation Therapy

Outpatient Dialysis

Covered Persons are encouraged, but not required, to obtain precertification of the services and supplies listed below from the Care Manager:

Cardiac Rehabilitation Therapy

6. Section 5 “Utilization Review/Medical Care Management” is hereby deleted and replaced with Attachment B.
7. Disability Payments

Section 6.02 “Payment of Benefit” will be paid promptly following receipt of satisfactory proof of loss, but not more frequently than weekly. Benefits payable for a partial week of Total Disability will be paid at the rate of 1/5 of the Weekly Income Benefit Amount for each work day of Total Disability. Benefits payable for a partial week of Partial Disability will be paid at the rate of 1/5 of the applicable portion of Weekly Income Benefit Amount for each work day of Partial Disability. In no event will benefits for the period of disability (whether Total or Partial Disability) exceed the Maximum Benefit Period. *Altman moved to approve. Dillinger seconded. Motion carried unanimously.*

Section 6.04 “Termination of Benefits” is amended by deleting the last sentence there under and replacing it with the following:

Weekly Disability Income payments for an eligible continued Disability will not terminate solely because employment terminates, unless employment terminates because of retirement or gross misconduct. *Dillinger moved to approve. Altman seconded. Motion carried unanimously.*

8. Section 8.08(t) is amended to read as follows:

Treatment of Mental and Nervous Disorders (including Chemical Dependency), but not to exceed the limits shown in the Schedule of Benefits. The Mental and Nervous Disorder limit applies to services by any provider, including a Primary Care Physician. For purposes of this benefit, visits to monitor drug levels and prescription drugs are not considered treatment of a Mental or Nervous Disorder and Chemical Dependency and will not be applied to the benefit limits. Outpatient shock therapy is considered Intensive Outpatient Treatment. Outpatient diagnostic services are applied to the Outpatient visit limit. Benefits for Chemical Dependency are limited to one 60-day course of Inpatient or Intensive Outpatient Treatment per calendar year and will not be paid unless the facility or attending Physician certifies the program was completed by the Covered Person. Services of a social worker are covered; *Dillinger moved to approve. Altman seconded. Motion carried unanimously.*

9. Section 8.08(kk) is amended to read as follows:

Diagnosis and medical and surgical treatment of disease of and injuries to the eye; *Altman moved to approve. Dillinger seconded. Motion carried unanimously.*

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10. Section 8.08(y) is amended to read as follows:

Routine Care provided to any Covered Person, not in excess of the limits shown in the Schedule of Benefits, including a physical examination and related tests, such as pap smears, EKG's, bloodwork, PSA's, colon cancer screenings (occult blood screening, sigmoidoscopy or colonoscopy), bone density screenings, mammograms, and chest x-rays. Immunizations are covered if provided to a covered Dependent under the age of 5; one MMR booster between the age of 5 and 12 also is covered. Mammograms are covered at the frequency recommended by the attending Physician, subject to the limitations shown in the Schedule of Benefits; *Altman moved to approve. Dillinger seconded. Motion carried unanimously.*

11. Section 12.04 "Extension of Benefits" is amended by deleting the reference to 31 days and replacing it with 30 days. *Altman moved to approve. Dillinger seconded. Motion carried unanimously.*

Dillinger moved to approve all changes to meet the IRS regulations, as listed below. Altman seconded. Motion carried unanimously.

12. Section 16.05 "COBRA Coverage" is deleted in its entirety.

13. A new Section 18 "COBRA Coverage" is added to read as described on Attachment C. All subsequent sections shall be renumbered.

14. Section 24.08 Care Manager is amended to read as follows:

Section 24.08 Care Manager means the firm designated by the Plan Administrator to provide cost containment and medical care management services to the Plan. The Plan Administrator has designated Meritain Health Medical Management as the Care Manager. Meritain Health Medical Management can be reached at 1-800-242-1199.

15. Section 24.22(b) is amended by adding a condition that a Dependent child must be younger than the Participant.

16. Section 24.34 "Experimental or Investigational Care" is amended to read as follows:

Experimental or Investigational Care means services, supplies, care and treatment which do not constitute accepted and appropriate medical practice considering the facts and circumstances of the case and by the generally accepted standards of a reasonably substantial, qualified, responsible, relevant segment of the appropriate medical community or government oversight agencies at the time services were rendered, as determined by the Plan Administrator as set forth below.

The Plan Administrator must make an independent evaluation of the experimental/nonexperimental standings of specific technologies. The Plan Administrator shall be guided by a reasonable interpretation of Plan provisions. The decisions shall be made in good faith and rendered following a detailed factual background investigation of the claim and the proposed treatment. The decision of the Plan Administrator will be final and binding on the Plan. In addition to the above, the Plan Administrator will be guided by the following principles to determine whether a proposed treatment is deemed to be Experimental or Investigational Care:

If the drug or device cannot be lawfully marketed without approval of the U.S. Food and Drug Administration (FDA) and approval for marketing has not been given at the time the drug or device is furnished, then it is deemed to be Experimental or Investigational Care; or

- (a) if the drug, device, medical treatment or procedure, or the patient informed consent document utilized with the drug, device, treatment or procedure, was reviewed and approved by the treating facility's Institutional Review Board or other body serving a similar function, or if federal law requires such review or approval, then it is deemed to be Experimental or Investigational Care; or
- (b) if Reliable Evidence shows that the drug, device, medical treatment or procedure is the subject of on-going phase I or phase II clinical trials, or is the subject of the research, experimental, study, investigational or other arm of on-going phase III clinical trials, or is otherwise under study to determine its maximum tolerated dose, its toxicity, its safety, its efficacy or its efficacy as compared with a standard means of treatment or diagnosis, then it is deemed to be Experimental

Medical treatments which are not proven, effective and appropriate are not covered by the Plan.

All criteria must be satisfied. When a Physician recommends or approves certain care it does not mean that care is Medically Necessary. or Investigational Care; or

- (c) if Reliable Evidence shows that the prevailing opinion among experts regarding the drug, device, medical treatment or procedure is that further studies or clinical trials are necessary to determine its maximum tolerated dose, its toxicity, its safety, its efficacy or its efficacy as compared with a standard means of treatment or diagnosis, then it is deemed to be Experimental or Investigational Care.

Reliable Evidence shall mean only published reports and articles in the authoritative medical and scientific literature; the written protocol or protocols used by the treating facility or the protocol(s) of another facility studying substantially the same drug, service, medical treatment or procedure; or the written informed consent used by the treating facility or by another facility studying substantially the same drug, device, medical treatment or procedure.

Drugs are considered Experimental if they are not commercially available for purchase and/or they are not approved by the FDA for general use.

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Expenses related to Off-Label Drug Use (the use of a drug or a purpose other than that for which it was approved by the FDA) will be eligible for coverage when all of the following criteria have been satisfied:

- (a) the named drug is not specifically excluded under the General Limitations of the Plan; and
- (b) the named drug has been approved by the FDA; and
- (c) the Off-Label Drug Use is appropriate and generally accepted by the medical community for the condition being treated; and
- (d) if the drug is used for the treatment of cancer, the American Medical Association Drug Evaluations, The American Hospital Formulary Service Drug Information or the Compendia-Based Drug Bulletin recognize it as an appropriate treatment for that form of cancer.

Expenses for drugs, devices, services, medical treatments or procedures related to an Experimental or Investigational Care treatment ("Related Services) and complications from an Experimental or Investigational Care treatment and their Related Services are excluded from coverage, even if such complications and Related Services would be covered in the absence of the Experimental or Investigational Care treatment.

Final determination of Experimental or Investigational Care, Medical Necessity and/or whether a proposed drug, device, medical treatment or procedure is covered under the Plan will be made by and in the sole discretion of the Plan Administrator.

17. Section 24.49 "Medically Necessary" is amended to read as follows:

Medically Necessary means the treatment is generally accepted by medical professionals in the United States as proven, effective and appropriate for the condition based on recognized standards of the health care specialty involved.

"Proven" means the care is not considered Experimental or Investigational Care, meets a particular standard of care accepted by the medical community and is approved by the Food and Drug Administration (FDA) for general use.

"Effective" means the treatments beneficial effects can be expected to outweigh any harmful effects. Effective care is treatment proven to have a positive effect on your health, while addressing particular problems caused by disease, injury, illness or a clinical condition.

"Appropriate" means the treatment's timing and setting are proper and cost effective

Scrip World Pharmacy Benefit Agreement

Randall requested approval of the Scrip World Pharmacy Benefit Management Agreement. This will allow employees to purchase a three month supply of maintenance medicine at a pharmacy as well as by mail. There will be a cost of \$15.00 for generic and \$35.00 for name brand for pharmacy purchases. Altman so moved. Dillinger seconded. Motion carried unanimously.

Wellness Event

Randall requested approval to hold the county wellness event on September 30, 2009 with the same format as last year. Altman so moved. Dillinger seconded. Motion carried unanimously. Due to a conflict with the date Dillinger moved that our 4-H Liaison (Commissioner Holt) speak with Lisa Hanni to find an appropriate date. Altman seconded. Motion carried unanimously.

Zumba® Class

Randall requested approval of the extension of the Zumba® Gold Fitness class for eight weeks at a cost of \$65 per one-hour session. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Request to Attend Conference

Randall requested permission to attend a conference June 28-July 1, 2009 in New Orleans. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Randall stated she may need to attend the Kronos Conference in November; she will discuss it with Commissioner Dillinger and will send an e-mail informing the Commissioners if she will be attending.

Attorney [2:53:43]

Release of Retainage – Corrections Project

Howard requested release of Retainage Funds for the Corrections Project:

- Gaylor, Inc. - \$96,979.50
- Odle, Inc. - \$8,028.75
- Complete Masonry Services - \$46,375.55
- Stone City Ironworks - \$24,730.05

Dillinger moved to approve. Altman seconded. Motion carried unanimously.

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Resolution 03-09-09-1, Funding of Olio Road Bridge over I-69

Howard requested approval of Resolution 03-09-09-1, A Resolution of the Board of Commissioners of Hamilton County Requesting Funding of Olio Road Bridge over I-69. Altman asked if the State rips out the 146th Street Bridge over US 31, that we are still paying on, do they assume the debt? Howard stated we would allege that, the Bond pays off in 2018. Altman asked if there is security pledged with the asset or is it straight COIT? Howard stated 146th Street is a lease agreement; Olio Road Bridge is COIT with Major Bridge being the major revenue. Neal stated he does not think the 146th Street Bridge is part of the lease agreement, Howard will check into that. Davis stated the 146th Street Bridge is schedule for widening, not replacement. Altman moved to approve Resolution 03-09-09-1. Dillinger seconded. Motion carried unanimously.

COIT Press Release

Howard stated his office will distribute the Press Release regarding the COIT distribution.

Sheriff [3:00:17]

Interlocal Agreement Concerning Consolidation of 911 Dispatch Services

Sheriff Carter requested approval of An Interlocal Agreement between Hamilton County, The Hamilton County Sheriff, and the City of Noblesville Concerning the Consolidation of E911 Services. Dillinger moved to approve. Altman seconded. Altman asked about paragraph 17, she does not want to pay a dime of anyone's salary unless they are on New World Software. There is nothing in the agreement that migrates Noblesville over to a unified software package. Carter stated that discussion has come up on several occasions and we will find in another five or six months this agreement will require an amendment to several different pieces and that is one of them. Altman stated Carmel may have an issue that we may never deal with them; she wants to make sure this is not the final act. Howard assured the Board this is a working document. Motion carried unanimously.

M/A-COM Contract

Carter requested approval of a System Purchase Contract with M/A-Com, Inc. for a switch upgrade. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Altman reported the 911 Committee has looked at the AT&T Service Contract; capital costs have continued to roll because they came up with new software or equipment and our growth was explosive. The Committee has determined that the value we received for \$3 to \$5 million was not there, so those upgrades were not approved. We will look at it again when consoles are merged. Her hope is someday we don't need to merge consoles between Noblesville and Hamilton County because they will be on the same software program.

Administrative Assistant [3:04:40]

Request to Use West Plaza – City of Noblesville

Mr. Fred Swift stated the City of Noblesville has requested permission to use the west plaza and grassy area of the Judicial Center to show movies on June 13, 27, and July 11, 2009. The screen will be mounted by the tree line. Dillinger moved to approve. Altman seconded. Motion carried unanimously. Altman asked what are they using for bathrooms? Swift stated he believes they are providing their own and they will make the County as additional named insured. Holt stated the City of Noblesville has purchased Jack Hittle's building on the south side of the square to be used for public bathrooms.

Meal Expense Authorization

Altman moved to authorize a meal expense reimbursement for Judge Hughes in the amount of \$108.97. Dillinger seconded. Motion carried unanimously.

Noblesville Main Street Events

Swift stated he has asked Noblesville Main Street to identify the events that they will need access to the Judicial Center for bathrooms or shelter in case of bad weather. Mr. Arrowwood stated the Noblesville Street Dance would be the only event that they would need building access. Holt stated with the new public restrooms he does not know why we would need to offer the building. Swift stated the new public restroom may not be ready for the street dance.

ASC Service Contract

Swift requested approval of the ASC Service Contract. Dillinger stated the Insurance Committee decided to leave the \$5,000 settlement authority limit. Altman moved to approve the contract. Dillinger seconded. Motion carried unanimously.

Weights and Measures

Altman moved to approve the work clothes for Weights and Measures. Dillinger seconded. Motion carried unanimously.

Performance Evaluations – Commissioner Employees

Commissioners will compile employee Performance Evaluations on March 23, 2009 at 11:00 a.m. with the evaluations discussed with the employees on March 24, 2009 at 8:00 a.m. in Conference Room 1A. Coverdale will forward the past year's evaluations to the Commissioners.

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Unemployment Compensation

Swift stated there is \$30,000 appropriated for unemployment compensation; the claim for this month was for \$12,000 and he anticipates being out of money in one more month. Part of the amount is due to the letting go of some township assessor's employees. Holt asked Swift to prepare an additional appropriation request for the County Council for the balance of the year.

Auditor [3:19:07]

Dependent Coverage Exceptions

Altman moved to approve dependent health coverage for Kelsey Johnson, dependent child of Julie Pottenger and Connor Ogle, dependent child of Todd Green. Dillinger seconded. Motion carried unanimously.

Resolution 03-04-09-5 – Congressional Township School Fund

Ms. Dawn Coverdale requested approval of Resolution 03-04-09-5, A Resolution of the Hamilton County Council Authorizing Surrender of the Congressional Township School Fund to the Treasurer of State. Altman moved to approve. Dillinger seconded. Motion carried unanimously.

Acceptance of Bonds/Letters of Credit – Drainage Board

Coverdale requested acceptance of Bonds and Letters of Credit for the Drainage Board. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

- HCDB-2009-00008 – Developers Surety and Indemnity Company Subdivision Bond No. 772232S for reconstruction of the J.R. Collins Regulated Drain - \$69,372.00.
- HCDB-2009-00008A - Developers Surety and Indemnity Company Subdivision Bond No. 772232S for reconstruction of the J.R. Collins Regulated Drain - \$69,372.00. (Rider adding name of regulated drain and additional language to surety)
- HCDB-2008-00009 – Old National Bank Irrevocable Standby Letter of Credit No. 2002846362 for Milestone Ventures Inc. for the Thistlewaite Drain extension - \$83,000.00.

Payroll Claims

Coverdale requested approval of Payroll Claims for the period of February 2-22, 2009 paid March 6, 2009. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

Vendor Claims

Coverdale requested approval of Vendor Claims to be paid March 10, 2009. Dillinger moved to approve. Altman seconded. Motion carried unanimously.

Dillinger moved to adjourn. Altman seconded. Motion carried unanimously.

Commissioner Correspondence

Fishers Correspondence re: Naming of S.R. 38 at the Exit 10 Interchange
Allisonville Meadows Senior Living Community – Request for Continuance
FEMA Notice of Flood Insurance Study & Rate Map Revision – Carmel
DNR Notice of “No Historic Properties Affected”

Street and Storm Drainage Improvements - Fishers

Replacement of 153 Curb Ramps – Noblesville

Replacement of 154 Curb Ramps – Westfield

DNR Notification of Entry to National Register of Historic Places

Castor Farm Site – Noblesville

IDEM Receipt of Air Permit Application

Clarion Saxony Medical Center – Fishers

IDEM Notice of Sanitary Sewer Construction Permit Application

Cheeney Creek Waster Water Treatment Plant - Fishers

Crystal Flash 96th Street & Olio Road – McCordsville

Deer Path, Section 13A – Noblesville

Delaware Township Community Center – Fishers

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
MARCH 9, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

Present

Christine Altman, Commissioner
Steven C. Dillinger, Commissioner
Steven A. Holt, Commissioner
Robin M. Mills, Auditor
Fred Swift, Administrative Assistant to Commissioners
Kim Rauch, Administrative Assistant to Auditor
Michael Howard, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Jim Neal, County Highway Engineer
Joel Thurman, Highway Project Engineer
Brandy Wariner, Highway Public Service Representative
Dave Lucas, Highway Staff Engineer
Tim Knapp, Highway Right-of-Way Manager
Matt Knight, Highway Bridge Program Engineer
Faraz Khan, Highway Staff Engineer
Bob Davis, Highway Superintendent
Patti Smith, BLN
Floyd Burroughs, FEBA
John Elmer, Insurance Committee
Sheena Randall, Human Resource Director
Steve Wood, Buildings & Grounds Superintendent
BJ Casali, ISSD
Rob Annis, Indianapolis Star

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Dawn Coverdale, Auditor